

JUDGE PRESIDING

UNITED STATES DISTRICT COURT

SOUTHERN

District of

NEW YORK

AMADOU DIALLO,

Plaintiff,

SUMMONS IN A CIVIL ACTION

**THE CITY OF NEW YORK, and POLICE
SUPERVISORS, DETECTIVES and OFFICERS
JOHN DOES 1-5,**

CASE NUMBER:

'08 CV 4390

Defendants.

TO: (Name and address of Defendant)

**THE CITY OF NEW YORK
c/o NYC LAW DEPARTMENT
100 CHURCH STREET
4th FLOOR SERVICE DESK
NEW YORK, NY 10007**

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

**JOEL BERGER
360 LEXINGTON AVENUE, 16th FL.
NEW YORK, NY 10017-6502**

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON*MAY 16, 2008*

CLERK

DATE

(By) DEPUTY CLERK

[Signature]

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	May 9, 2008
NAME OF SERVER (PRINT) Joel Berger	TITLE Attorney for Plaintiff	
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: <input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: Amanda Gonzales, Docketing Clerk		
<input type="checkbox"/> Returned unexecuted: <input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>May 9, 2008</u> Date	 <small>Signature of Server</small>	
<u>360 Lexington Ave., New York, NY 10017</u> <small>Address of Server</small>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.